



State Board of Equalization

News Release

Vice Chairman Jerome E. Horton

4th District – Los Angeles

Ramon J. Hirsig
Executive Director
www.boe.ca.gov

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Contact: NR 117-09-H
Anita Gore
916-327-8988

Board of Equalization Notifies Companies of Flavored Cigarette Ban

Jerome E. Horton, Vice Chairman of the California State Board of Equalization (BOE), today announced that the BOE has notified wholesalers and distributors that it is illegal to sell flavored cigarettes or roll-your-own (RYO) under the federal U.S. Food and Drug Administration (FDA) provision of the Family Smoking Prevention and Tobacco Control Act. The BOE sent a special notice by email informing them of this new federal regulation.

Under federal law, these products can no longer be manufactured, imported, or sold in the United States and could be seized by federal, state or local law enforcement authorities. Cigarettes and RYO products banned by the FDA have been and continue to be removed from the California Tobacco Directory by the California Attorney General and the California Department of Justice.

This federal ban prohibits a cigarette or any of its component parts (including the tobacco, filter, or paper) from containing, as a constituent (including a smoke constituent) or additive, an artificial or natural flavor (other than tobacco or menthol) or an herb or spice, including strawberry, grape, orange, clove, cinnamon, pineapple, vanilla, coconut, licorice, cocoa, chocolate, cherry, or coffee, that is a characterizing flavor of the tobacco product or tobacco smoke.

For general information regarding the FDA's Tobacco Program and the ban on flavored cigarettes and RYO products, please refer to the FDA's website at www.fda.gov/TobaccoProducts/default.htm.

To access the product listing on the California Tobacco Directory, please refer to the AG's website at: <http://ag.ca.gov/tobacco/directory.php>.

It is illegal for distributors to affix a California tax stamp on packages of cigarettes or pay the tax on roll-your-own product unless the manufacturer and the brand family are listed in the California Tobacco Directory.

Link to Special Notice: [Information Regarding Federal Ban on Flavored Cigarettes](#)

Vice Chairman Jerome E. Horton is the 4th District Member of the BOE, representing more than 8.5 million residents in Los Angeles County. He is also the BOE Legislative Committee chair. Horton is the first African American to serve on the BOE since its inception in 1879, and the third African American constitutional officer in California's history. Horton was appointed by the Governor and confirmed by both the Assembly and the Senate in 2009. Horton previously served as an Assembly member from 2000-2006.

The five-member California State Board of Equalization is a publicly elected tax board. The BOE collects more than \$53 billion annually in taxes and fees supporting state and local government services. It hears business tax appeals, acts as the appellate body for franchise and personal income tax appeals, and serves a significant role in the assessment and administration of property taxes. For more information on other taxes and fees in California, visit www.taxes.ca.gov.

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